

## IN THE UNITED STATES PATENT OFFICE

In re patent application of:

Eldon H. Nyhart, Jr.

Serial No. 10/039,797

Filed October 26, 2001

APPARATUS FOR THE CONTROLLABLE  
MODIFICATION OF COMPOUND  
CONCENTRATION IN A TUBE



)  
) Before the Examiner  
) Loan H. Thanh

)  
) Group Art Unit 3763

)  
)  
)  
)  
)  
) December 29, 2004

*3/30/05*  
*enter in part*  
*see response*  
*to 1.312.*

**AMENDMENT TO CLAIMS, SPECIFICATION, AND DRAWINGS**  
**PRIOR TO ISSUANCE**

Commissioner for Patents  
Box Issue Fee  
P.O. Box 1450  
Arlington, VA 22313-1450

Sir:

Please consider the following amendments and remarks. It is believed that no fees are due, however, if fees are required, please charge said fees to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Express Mail Label No.: EL983136312US Date of Mailing: December 29, 2004

I hereby certify that this paper is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on the date indicated above, and is addressed to the Commissioner for Patents, Box Issue Fee, P.O. Box 1450, Arlington, VA 22313-1450.

*Barbara E. Kellermaier*  
\_\_\_\_\_  
Signature of Person mailing

AMENDMENT TO SPECIFICATION

Serial No. 10/039,797

Docket No. 3413-12

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